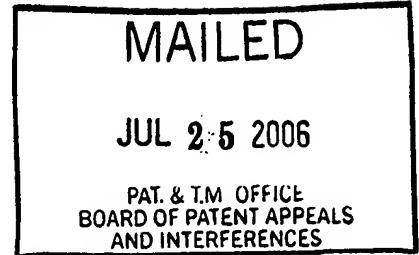


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCE

Ex parte CHARLES T. WILLOUGHBY

Application 10/603,753



ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences (BPAI) on July 17, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

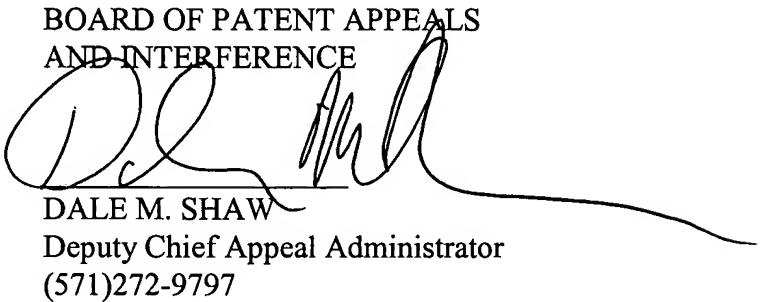
On October 24, 2003, appellant filed an Information Disclosure Statement (IDS). It is not clear from the record whether the examiner considered the IDS's or whether the examiner notified appellant of why the submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

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A further review of the application reveals that an Advisory Action mailed on August 3, 2005 was returned to the Patent and Trademark Office on August 26, 2005, as undelivered. A remail of the Advisory Action is required.

Accordingly, it is ORDERED that the application is return to the Examiner to:

- 1) consider the Information Disclosure Statement filed October 24, 2003;
- 2) provide appropriate written notification by the examiner to appellant of such consideration;
- 3) remail the Advisory Action originally mailed on August 3, 2005; and
- 4) for such further action as may be appropriate.



DMS/pgc

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